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COMMISSION

2011 APR 13 AM 10:10

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 6317  
Timothy Stewart; Utah Defenders of )  
Constitutional Integrity; SADDLEPAC )  
and Timothy Stewart, in his official )  
capacity as Treasurer )

AMENDED CERTIFICATION

I, Shelley E. Garr, recording secretary for the Federal Election Commission executive session on April 05, 2011, do hereby certify that the Commission decided by a vote of 5-0 to take the following actions:

1. Find reason to believe that Utah Defenders of Constitutional Integrity violated 2 U.S.C. § 433 by failing to register as a political committee.
2. Find reason to believe that Utah Defenders of Constitutional Integrity violated 2 U.S.C. § 434 by failing to file disclosure reports.
3. Find reason to believe that Utah Defenders of Constitutional Integrity violated 2 U.S.C. § 441d by failing to provide the appropriate disclaimer.
4. Find no reason to believe that SADDLEPAC and Timothy Stewart, in his official capacity as Treasurer, violated 2 U.S.C. §§ 433, 434, and 441d.
5. Take no action at this time with regard to Timothy Stewart in his personal capacity or as a possible officer of Utah Defenders of Constitutional Integrity.
6. Authorize the use of compulsory process as to the Respondents and all witnesses in this matter, including the issuance of appropriate interrogatories, document subpoenas, and deposition subpoenas, as necessary, which will be circulated on a tally vote basis at the appropriate time.

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7. Approve the Factual and Legal Analyses as follows:

- a. With respect to Utah Defenders of Constitutional Integrity, approve the Factual and Legal Analysis as recommended in the First General Counsel's Report dated December 6, 2010 subject to previously circulated edits by the Office of the Chair on March 30, 2011.
- b. With respect to SADDLEPAC and Timothy Stewart, in his official capacity as Treasurer, approve the Factual and Legal Analysis as recommended in the First General Counsel's Report dated December 6, 2010.

8. Approve the appropriate letters.

Commissioners Bauerly, Hunter, McGahn II, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen recused himself with respect to this matter and did not vote.

Attest:

April 13, 2011  
Date

Shelley E. Garr  
Shelley E. Garr  
Deputy Secretary of the Commission

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